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FACSIMILE TRANSMISSION COVER SHEET

DATE : January 14, 2004
TO : Examiner James H. Zurita
U.S. Patent & Trademark Office
Art Unit 3625
FAX NO. : 703 305 7687
FROM : Michael A. Makuch, Esq.
YOUR FILE : U.S. Serial No. 09/391,459
OUR FILE : 33701 M 002

TOTAL NUMBER OF PAGES (including this page) : = 16 =

MESSAGE :

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33701 M 002**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

CONFIRMATION NO. 8638

Applicant : Heizo KITAJIMA

Serial No. : 09/391,459

Art Unit : 3625

Filed : September 8, 1999

Examiner : James H. Zurita

For : Client Card Mail System

CERTIFICATE OF FACSIMILE TRANSMISSION UNDER 37 CFR §1.8

I hereby certify that the below-listed paper:

- Letter To The Examiner To Request Withdrawal Of Paper No. 13 (2 pages)
with attached copy of Supplement To Response To Paper No. 9 (12 pages)

is being transmitted by facsimile, on January 14, 2004, to:Examiner James H. Zurita
U.S. Patent and Trademark Office
Art Unit 3625
Fax No. : 703 305 7687

for entry in the above-identified U.S. patent application.

By: Shirley J. McClafferty
Shirley J. McClaffertyDate: January 14 2004

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#15/misc. paper
L. Ellis
1-16-04
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PATENT

Attorney Docket
33701 M 002

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FILED BY FACSIMILE
EXAMINER JAMES H. ZURITA
ART UNIT 3625
703 305 7687

LETTER TO THE EXAMINER
TO REQUEST WITHDRAWAL OF PAPER NO. 13

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir :

This paper is submitted subsequent to a telephone discussion between Examiner Zurita and the undersigned Attorney for Applicant on January 14, 2004.

An Office Action (Paper No. 9) was issued in this case on May 9, 2003. Applicant filed a Response to Paper No. 9 on September 9, 2003, and filed a Supplement To Response to Paper No. 9 on October 31, 2003.

A further Office Action (Paper No. 13) was issued on November 24, 2003. The Action refers back to the Response filed September 9, 2003, but is silent with regard to the later-filed Supplement. During a telephone conversation with the Examiner on January 13, 2004 to inquire about this matter, the Examiner advised that he had not reviewed the Supplement prior to issuing the final rejection Action of November 24, 2003.

Serial No. 09/391,459
Docket : 33701 M 002

Applicant hereby respectfully requests that full consideration be given to his Supplement to Response to Paper No. 9, filed October 31, 2003. The Examiner indicated, during the January 14, 2004 telephone discussion, that he would withdraw Paper No. 13. He further indicated that such withdrawal already has the approval of his supervisor. As such, this Letter is submitted to formalize a request for such withdrawal.

Further to the Examiner's request, a copy of the Supplement is attached hereto. Favorable action is awaited.

Respectfully submitted,

SMITH, GAMBRELL & RUSSELL, LLP



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